### IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

OPTICAL COMMUNICATION	§	
PRODUCTS, INC.,	§	
	§	
Plaintiff/Counter-Defendant,	§	
	§	
v.	§	
	§	
FINISAR CORPORATION,	§	CIVIL ACTION NO. 6:11-cv-104-LED
	§	
Defendant/Counter-Plaintiff/	§	JURY
Third-Party Plaintiff,	§	
·	§	
v.	§	
	§	
OPLINK COMMUNICATIONS, INC.,	§	
	§	
Third-Party Defendant.	§	

# JOINT MOTION FOR EXTENSION OF TIME TO SUBMIT AGREED DISCOVERY ORDER

Counter-Plaintiff and Third-Party Plaintiff Finisar Corporation ("Finisar"), Plaintiff and Counter-Defendant Optical Communication Products, Inc. ("OCP") and Third-Party Defendant Oplink Communications, Inc. ("Oplink") move this Court for an extension of time to submit agreed Discovery Order.

Pursuant to this Court's June 28, 2011 order, the deadline for the parties to submit agreed Docket Control and Discovery Orders was June 28, 2011. The parties filed an agreed Docket Control Order on June 28, 2011, but due to Finisar's counsel's travel schedule, the parties have been unable to finalize an agreement on the agreed Discovery Order. The parties anticipate filing a Discovery Order this week. The parties have agreed to extend the time to submit agreed Discovery Order until July 1, 2011.

The requested extension will not impact the claim construction hearing and trial dates set by the Court. Accordingly, the parties respectfully request this Court to extend the deadline to submit agreed Discovery Order until July 1, 2011.

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Dated: June 28, 2011 Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document has been served on all counsel of record via the Court's CM/ECF system per Local Rule CV-5(a)(3) on June 28, 2011.

/s/ Sarah J. Guske
Sarah J. Guske

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